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Inmate name Anthony G Norman

IDOC No. 70103

Address 2000 - P. P. #10-A / P.O. Box 300241 Boise, Idaho 83727

Appellant

IN THE SUPREME COURT OF THE STATE OF IDAHO

Anthony G Norman,)
Appellant,)
vs.)
State of Idaho,)
Respondent.)

Case No. 37934-2010

APPELLANT'S BRIEF

Appeal from the District Court of the Sixth Judicial District
for Bonneau County.
The Honorable Darick C. Aye, District Judge presiding.

APPELLANT'S BRIEF - 1

Revised: 10/14/05

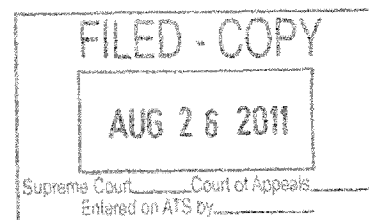


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case # 37939-2010

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STATEMENT OF THE CASE

A. Introduction

B. Statement of Facts and Course of Proceedings

On April 12, 2005 the petitioner, Anthony G. Norman pled guilty to the charge of Rape I.C. § 18-6101 (1) - see minute entry & order dated April 14, 2005 - on May 23, 2005, the court sentenced Mr. Norman to three years fixed and a subsequent indeterminate term of six years see certified judgement of conviction dated May 25, 2005. On February 16, 2006 Norman filed a Rule 35 motion - on July 13, 2006 Norman filed an amended Rule 35 motion, which was denied by the court. See minute entry and order dated October 16, 2006. Norman filed a notice of appeal and Amended Notice of appeal of his sentence to the 7th Circuit Court of Appeals, arguing that the court abused its discretion when it sentenced him and imposed an excessive sentence. See amended Notice of appeal dated July 13, 2007. On October 15, 2007 the court of appeals issued an unpublished decision in which it denied Norman's Petition for Review. On December 21, 2007 the court of Appeals issued its Remittitur making the unpublished decision a final decision.

ISSUES PRESENTED ON APPEAL

- 1.) Ineffective assistance of counsel / Denial of Right to counsel.
- 2.) that there exists evidence of material facts, not previously presented and heard that would require the vacation of the conviction or sentence in the interest of Justice.
- 3.) Denial of proper evaluations and sex offender assessments.
- 4.) prosecutors use of false testimony he/she knew or had reason to believe was false.
- 5.) police withholding favorable information from defense.
- 6.) guilty plea was induced by promises that were not kept. I entered guilty plea under terms not met that were promised.
- 7.) Due process was not properly done on the case.

END

ARGUMENT

A. Introduction

B. Argument

1.) Ineffective assistance of counsel / Denial of Right to counsel - "argument"

The court Denied me counsel on my behalf.

2.) That there exists evidence of material facts, not previously presented and heard that would require the vacation of the conviction or sentence in the interest of justice. "argument"

there was information on the police report and detectives report not presented to the court on my behalf and I was harassed and investigated for another crime at the time I had nothing to do with.

3.) Denial of proper evaluations and sex offender assessments. "argument"

they denied me the right to get proper evaluations done by someone outside the court that was not appointed to the court or prison etc.

4.) Prosecutors use of false testimony he/she knew or had reason to believe was false. "argument"

the detectives report was left out and statements for my victim Katie Appel and her mother etc.

5.) Police withholding favorable information from defense. "argument"

Detectives report and police reports and statements etc.

6.) Guilty plea was induced by promises that were not kept. I entered guilty plea under promises that were promised. "argument"

my sentences were supposed to be concurrent and run concurrent. they are running them consecutive one after the other one. I was told I didn't have to register as a sex offender and have to be registered as a sex offender. I was promised proper evaluations and assessments etc. a paternity test by the courts etc. that I ended up paying for myself etc.

7. > Due process was not properly done on the case.

"argument"

~~upon~~ upon review of this file it appears that petitioner filed a petition for post conviction relief on October 16, 2008. at that same time petitioner sent the court a cover letter that states in addition to an original and one copy of the petition he was enclosing original motion for appointment of counsel, original motion to proceed in forma pauperis, original affidavit in support of motion, and original and one copy of order. the court file contains only the petition. it does not contain any of the other documents ~~not~~ mentioned in the cover letter. the court finds that the plaintiff/ priso. has failed to file all of the necessary documents. therefore, any request for appointment counsel and /or waiver of fees will not be addressed until the proper documents are filed March 17th, 2009.

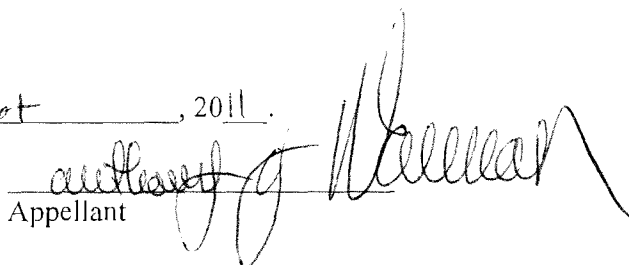
all these papers were filed and have been filed with the court from day on and buncombe county is refusing me a copy of my court records and will not give information or access to anything in my criminal cases. I've been denied counsel and I can not properly defend myself in this case.

CONCLUSION

Therefore, appellant respectfully requests that this court [what court should do].

I ask the court to take all these things in consideration on my case. I ask the court to give me proper counsel to defend me in this case and help to represent me in court. to please give me a chance to a right hearing in court and have a fair chance in court. thank you for your time and consideration on this case.

Respectfully submitted this 24th day of August, 2011.


Appellant

CERTIFICATE OF MAILING

I HEREBY CERTIFY that on the 24th day of August, 2011, I
mailed a true and correct copy of the APPELLANT'S BRIEF via prison mail system for
processing to the United States mail system, postage prepaid, addressed to:

Deputy Attorney General
Criminal Division
P.O. Box 83720
Boise, ID 83720-0010

Anthony J. Danner
Appellant